

REMARKS

In the Office Action dated December 26, 2002, claims 1-4, 6-8, 10-16, 18-20, 22-25, 27, 28, 30-33, and 35-39 were rejected under 35 U.S.C. § 102 over U.S. Patent No. 6,313,864 (Tabata); claims 5, 21, and 26 were rejected under § 103 over Tabata in view of U.S. Patent No. 5,907,604 (Hsu); and claims 9, 17, 29, 34, and 40 were rejected under § 103 over Tabata in view of H1790 (Coleman).

With respect to claim 1, Tabata does not disclose a method that comprises establishing a *packet-based call session* with a remote party over an *Internet Protocol network*, receiving information associated with at least one physical attribute of the party during the *packet-based call session*, alternating at least a portion of an image associated with the calling party information based on the received information, and displaying the altered image during the *packet-based call session*.

Tabata describes an image and voice communication system including a videophone system in which communications occur over a conventional telephone line. *See* Tabata, 5:35-38. Further, as disclosed in column 22 of Tabata, to establish a call between two speakers, speaker "A" mounts a head mount display (HMD) and obtains a *telephonic dial tone*, which indicates that the videophone establishes a call session over a traditional telephone line, not over an Internet Protocol network. *See* Tabata, 22:44-48. Thus, Tabata does not disclose establishing a packet-based call session over an Internet Protocol network.

Claim 1 is therefore not disclosed by Tabata.

With respect to independent claim 25, Tabata does not disclose receiving remote party information associated with the call session *established over an Internet Protocol network*, along with the other elements recited in claim 25. With respect to independent claim 35, Tabata does not disclose an apparatus having a controller adapted to establish a *packet-based call session* with a remote telecommunications device *over an Internet Protocol network*.

With respect to independent claim 10, Tabata does not disclose a controller adapted to communicate *Session Initiation Protocol messaging* over a packet-based network to establish a call session, along with animating at least a portion of an electronic

representation of an image based on the animation information. Because Tabata is related to establishing traditional telephonic (i.e., circuit-switched) calls, there is no mention whatsoever of using Session Initiation Protocol messaging to establish a call.

Independent claims 18 and 30 are allowable over Tabata because Tabata does not disclose a communicating or using Session Initiation Protocol messaging to establish a call session.

In view of the foregoing, it is respectfully submitted that all claims are in condition for allowance, which action is respectfully requested. The Commissioner is authorized to charge any additional fees, including extension of time fees, and/or credit any overpayment to Deposit Account No. 20-1504 (NRT.0082US).

Date: _____

3-20-03



Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Dan C. Hu", is written over a horizontal line.

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